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UNITED STATES DISTRICT COURT

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CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

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11 LISA LIBERI; LISA M. OSTELLA; GO) Case No. 8:11-CV-00485-AG (AJW)
 EXCEL GLOBAL; PHILIP J. BERG,) Hon. Andrew Guilford
 12 ESQUIRE; and THE LAW OFFICES OF) Courtroom 10D
 PHILIP J. BERG,)

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Plaintiffs,

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vs.

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16 ORLY TAITZ, a/k/a DR. ORLY TAITZ;) **DECLARATION OF JEFFREY P.**
 LAW OFFICES OF ORLY TAITZ;) **CUNNINGHAM, COUNSEL FOR**
 ORLY TAITZ, INC.; DEFEND OUR) **DEFENDANT, YOSEF TAITZ,**
 17 FREEDOMS FOUNDATIONS, INC.;) **REGARDING MEET AND CONFER**
 NEIL SANKEY; SANKEY) **ON DEFENDANTS' MOTIONS TO**
 INVESTIGATIONS, INC; TODD) **DISMISS AND STRIKE**
 18 SANKEY; THE SANKEY FIRM, INC.;) **PLAINTIFFS' FIRST AMENDED**
 REED ELSEVIER, INC.; LEXISNEXIS) **COMPLAINT PURSUANT TO FRCP**
 19 GROUP, INC., a Division of Reed) **12(b)(6)**
 Elsevier, Inc.; LEXISNEXIS RISK AND)

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21 INFORMATION ANALYTICS) **[FILED CONCURRENTLY WITH**
 GROUP, INC.; LEXISNEXIS SEISINT,) **MOTION TO DISMISS, MOTION**
 INC. d/b/a ACCURINT, a Division of) **TO STRIKE/FOR MORE DEFINITE**
 22 Reed Elsevier, Inc.; LEXISNEXIS) **STATEMENT, AND REQUEST FOR**
 CHOICEPOINT, INC., a Division of) **JUDICIAL NOTICE]**
 Reed Elsevier, Inc.; LEXISNEXIS RISK)

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24 SOLUTIONS, INC., a Division of Reed)
 Elsevier, Inc.; INTELIUS, INC.;)
 ORACLE CORPORATION;)
 25 DAYLIGHT CHEMICAL)
 INFORMATION SYSTEMS, INC.;)
 YOSEF TAITZ, individually, and as)
 Owner / CEO of DAYLIGHT)
 27 CHEMICAL INFORMATION)
 SYSTEMS, INC.; and DOES 1 through)
 28 186, inclusive,)
 Defendants.)

Date: August 29, 2011
 Time: 10:00 a.m.
 Place: Courtroom 10D

Date Action Filed: May 4, 2009
 Discovery Cut-Off: March 5, 2012
 Final Pre-Trial Conf.: May 21, 2012
 Trial Date: June 5, 2012

1 I, JEFFREY P. CUNNINGHAM, declare and state as follows:

2 1. I am an attorney and a Senior Associate of the law firm Schumann,
3 Rallo & Rosenberg, LLP, counsel for Defendant, YOSEF TAITZ. I make this
4 declaration based on my personal knowledge of the facts stated herein. I gained my
5 knowledge of those facts by virtue of my participation in the events described
6 herein, my preparation or review of the documents described herein, or some
7 combination of the foregoing as identified herein. If called to testify to the facts
8 stated herein, I could and would do so competently and truthfully.

9 2. Our office in compliance with Local Rules, Rule 7-3 has met and
10 conferred with counsel for all Plaintiffs herein, Philip J. Berg, Esq. (who is also a
11 Plaintiff herein) with regard to the concurrently-filed motions to dismiss by Mr.
12 Taitz, and the motion by Mr. Taitz to strike Plaintiffs' operative First Amended
13 Complaint.

14 3. Attached hereto as identified below and incorporated herein by this
15 reference as though fully set forth are true and correct copies of the following
16 documents:

- 17 a. July 14, 2011 correspondence to Mr. Berg ("**Exhibit A**");
18 b. July 14, 2011 correspondence of Mr. Berg ("**Exhibit B**");
19 c. July 15, 2011 correspondence to Mr. Berg ("**Exhibit C**"); and
20 d. July 18, 2011 correspondence to Mr. Berg ("**Exhibit D**").

21 4. As reflected in such exhibits, the parties have been unable after
22 meeting and conferring on the subject issues, to come to agreement on same and,
23 therefore, it is necessary for Mr. Taitz to file these motions.

24 I hereby declare under penalty of perjury under the laws of the State of
25 California and of the United States of America that the above is true and correct.

26 Dated this 1st day of August, 2011, in Costa Mesa, California.

27 /s/ - Jeffrey P. Cunningham

28 Jeffrey P. Cunningham, Esq.